

responsible under section 47.2 for conducting elections held for a merged area, the county board of supervisors shall convene ~~at ten o'clock a.m.~~ on the last Monday in September or at the last regular board meeting in September, canvass the abstracts of votes cast and declare the results of the voting. The commissioner shall at once issue certificates of election to each person declared elected, and shall certify to the merged area board in substantially the manner prescribed by section 50.27 the result of the voting on any public question submitted to the voters of the merged area. Members elected to the board of directors of a merged area shall qualify by taking the oath of office prescribed in section 277.28.

Approved April 22, 1993

CHAPTER 36

APPROVAL OF SATELLITE BANKING TERMINALS

H.F. 415

AN ACT relating to the authority to approve the establishment of satellite banking terminals.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 527.5, subsection 7, Code 1993, is amended to read as follows:

7. If the administrator deems the informational statement or any amendment to that statement or amendment to be complete and finds no grounds for denying establishment of a satellite terminal, the administrator may notify the person filing the informational statement that the administrator has expressly approved the establishment and operation of the satellite terminal as described in the informational statement or amendment and according to the agreements attached to the statement or amendment. Operation of the satellite terminal may commence immediately upon a person receiving such express approval from the administrator. If the administrator finds grounds, under any applicable law or rule, for denying establishment of a satellite terminal the administrator shall notify the person filing the informational statement or an amendment thereto, within thirty days of the filing thereof, of the existence of such grounds. If such notification is not given by the administrator, the administrator shall be considered to have expressly approved the establishment and operation of the satellite terminal as described in the informational statement or amendment and according to the agreements attached thereto, and operation of the satellite terminal in accordance therewith may commence on or after the thirtieth day following such filing. However, this subsection shall not be construed to prohibit the administrator from enforcing the provisions of this chapter, nor shall it be construed to constitute a waiver of any prohibition, limitation, or obligation imposed by this chapter.

Approved April 22, 1993

CHAPTER 37**TRANSACTIONS WITH RETAILER INVOLVING SATELLITE TERMINAL***H.F. 578*

AN ACT relating to certain transactions with a retailer involving a satellite terminal and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 527.5, subsection 13, Code 1993, is amended to read as follows:

13. Effective July 1, ~~1993~~ 1994, any transaction engaged in with a retailer through a satellite terminal located in this state by means of an access device which results in a debit to a customer asset account shall be cleared and paid at par to the retailer during the settlement of such transaction to the retailer. Processing fees and charges for such transactions to the retailer shall not be based on a percentage of the amount of the transaction. All accounting documents reflecting such fees and charges shall separately identify transactions which have resulted in a debit to a customer asset account and the charges imposed. The provisions of this subsection shall apply to all satellite terminals, including limited-function terminals and multiple use terminals.

Sec. 2. This Act being deemed of immediate importance, is effective upon enactment.

Approved April 22, 1993

CHAPTER 38**HARVESTING OF WILD GINSENG***H.F. 89*

AN ACT providing penalties for the harvesting of wild ginseng out of season.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 456A.24, subsection 11, Code 1993, is amended to read as follows:

11. Establish a program governing the harvesting and sale of American ginseng subject to the convention on international trade in endangered species of wild fauna and flora and adopt rules providing for the time and conditions for the harvesting of the ginseng, the registration of dealers and exporters, the records kept by dealers and exporters, and the certification of legal taking. The time for harvesting of wild ginseng shall not begin before September 15 ~~1~~ or extend beyond November 1. A person violating this section or rules adopted by the department pursuant to this section is subject to a scheduled fine pursuant to section 805.8.

Sec. 2. Section 481A.130, Code 1993, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. In addition to any other penalty, a person convicted of unlawfully harvesting wild ginseng in violation of section 456A.24 shall reimburse the state at one hundred fifty percent of the ginseng's market value, as determined by the department.

Sec. 3. Section 805.8, Code 1993, is amended by adding the following new subsection:

NEW SUBSECTION. 5A. For a violation of section 456A.24, subsection 11, the scheduled fine is one hundred dollars.

Approved April 26, 1993